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TOWNSEND AND TOWNSEND AND CREW LLP

By: Yvonne Mock

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**PATENT**  
Attorney Docket No.: 015389-002616US-A  
Client Ref. No.: 018/210C

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas R. CECH et al.

Application No.: 09/721,506

Filed: November 22, 2000

For: NUCLEIC ACIDS ENCODING  
HUMAN TELOMERASE REVERSE  
TRANSCRIPTASE AND RELATED  
HOMOLOGS HAVING TELOMERASE  
ACTIVITY

Customer No.: 34151

Confirmation No. 5211

Examiner: Bradley L. Sisson

Art Unit: 1634

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owners, Geron Corporation and the Regents of the University of Colorado, of 100 percent interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/054,295, filed on January 18, 2002. Owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory

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term as deemed in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



Randolph T. Apple  
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Date: September 29, 2006

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